

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:20-CR-00202-RJC-DSC

USA

v.

JOSH GARDNER (2)

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ORDER

THIS MATTER is before the Court upon the government's motion to dismiss the indictment as to Josh Gardner without prejudice upon the death of the defendant, who was awaiting sentencing. (Doc. No. 63).

IT IS, THEREFORE, ORDERED that the indictment, (Doc. Nos. 3, 23), as to this defendant is **DISMISSED** without prejudice.

The Clerk is directed to certify copies of this order to counsel for the defendant, the United States Attorney, the United States Marshals Service, and the United States Probation Office.

Signed: November 9, 2021



Robert J. Conrad, Jr.
United States District Judge

